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July 2, 2019

VIA ECF

Judge William F. Kuntz, II
United States District Court for the
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: **United States v. Daryan Warner, 13-584 (WFK)**

Dear Judge Kuntz:

I write on behalf of my client, Daryan Warner, in the above-referenced case. With the consent of the Government, we respectfully seek a modification of the conditions of Mr. Warner's release. Specifically, we request that the Court permit Mr. Warner to sell the following property which is currently encumbered as security on his bond¹:

- 400 N.W. 19 Terrace, Unit 54, Miami, FL 33136

The current conditions of Mr. Warner's release are as follows: (1) a \$5,000,000 bond secured by \$300,000 cash, eight properties owned by Mr. Warner, and co-signed by Mr. Warner's mother²; (2) the surrender of Mr. Warner's passports; (3) a location monitoring device placed on Mr. Warner's cell phone; (4) Mr. Warner's travel is restricted to New York County, NY, Queens County, NY, Kings County, NY, Broward County, Florida, Miami-Dade County, Florida, and periodic business travel within the continental United States upon prior permission from the FBI; (5) Mr. Warner's vehicles located in Miami cannot be sold without prior permission of the Government; (6) Mr. Warner

¹ The remaining seven properties are aggregately valued at more than \$1,000,000. Should the Court grant this application, the remaining cash and property value supporting the bond greatly exceeds the initial \$1,200,000 cash bond set by Judge Go in this matter.

² Mrs. Warner is aware of this application and consents.

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executed a waiver of extradition; (7) Mr. Warner is required to report to the FBI in a manner and frequency determined by the case agents.

As it stands now, Mr. Warner is in compliance with all of the ongoing conditions of his release and has been for more than six years. Mr. Warner seeks this modification so that he may continue to earn a living and support his family while he awaits closure of the instant matter.

Should the Court have any questions, we stand ready to assist. Thank you for your courtesy in this and all other matters.

Very truly yours,

/s/
Brafman & Associates, P.C.
By: Joshua D. Kirshner

cc: All parties via ECF